

ORDINANCE NO. 2013-10

AN ORDINANCE OF THE VILLAGE  
COMMISSION OF THE VILLAGE OF  
BISCAYNE PARK, FLORIDA TRANSFERRING  
FUNDS FROM UNRESTRICTED GENERAL  
FUND RESERVES TO COVER NEGATIVE FUND  
BALANCES OF \$23,341 FROM THE  
FORFEITURE FUNDS AND \$44,203 FROM THE  
CAPITAL IMPROVEMENTS FUND;  
PROVIDING FOR SEVERABILITY; PROVIDING  
FOR CONFLICT; PROVIDING FOR EFFECTIVE  
DATE

WHEREAS, as a result of an audit completed for the fiscal year ending on September 30, 2012, it is necessary to transfer monies from the unrestricted general fund reserves to cover negative fund balances as of September 2013 from the Forfeiture Funds and the Capital Improvements Fund; and

WHEREAS, the negative balance in the Forfeiture Fund in the amount of \$23,341 is a result of the booking of a bad debt expense to correct the booking of income that was done in error in the prior year; and

WHEREAS, the negative balance in the Capital Improvements Fund in the amount of \$44,203 resulted from a required transfer to the CITT Fund to reimburse the Fund for excessive transfers from the prior year for the Stormwater drainage project; now, therefore

**BE IT ORDAINED BY THE MAYOR AND THE VILLAGE COMMISSION OF  
THE VILLAGE OF BISCAYNE PARK, FLORIDA:**

**Section 1.** The foregoing "Whereas" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon adoption hereof.

1           **Section 2.**     The appropriate Village officials are hereby authorized to transfer funds  
2     from unrestricted General Fund Reserves to cover negative fund balances of \$23,341 from the  
3     Forfeiture Funds and \$44,203 from the Capital Improvements Fund.

4           **Section 3.**     **Severability.**   Should any section, provision, paragraph, sentence, clause of  
5     word of this Ordinance or portion hereof be held or declared by any court of competent jurisdiction  
6     to be unconstitutional or invalid, in part or application, it shall be considered as eliminated and shall  
7     not affect the validity of the remaining portions or applications of this Ordinance.

8           **Section 4.**     **Conflicts.**   That all Ordinances or parts of Ordinances, Resolutions or parts  
9     thereof in conflict herewith, are and the same are hereby repealed to the extent of such conflict.

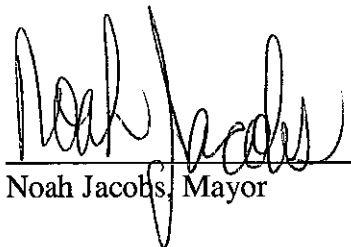
10          **Section 5.**     **Effective Date.** This Ordinance shall become effective immediately upon its  
11     passage and adoption.

12                 The foregoing Ordinance was offered by Commissioner Ross who moved its adoption.  
13     The motion was seconded by Vice Mayor Anderson and upon being put to a vote, the vote was  
14     as follows:

15  
16  
17     PASSED AND ADOPTED upon first reading this 10<sup>th</sup> day of September, 2013.

18     PASSED AND ADOPTED upon second reading this 24<sup>th</sup> day of September, 2013.

19  
20                                 **The foregoing ordinance upon being put**  
21                                 **to a vote, the vote was as follows:**

22  
23  
24       
25     \_\_\_\_\_  
26     Noah Jacobs, Mayor

27  
28     Mayor Jacobs: Yes  
29     Vice Mayor Anderson: Yes  
30     Commissioner Cooper: Absent  
31     Commissioner Ross: Yes  
32     Commissioner Watts: Yes

33     Attest:  
34       
35     \_\_\_\_\_  
36     Maria C. Camara, Village Clerk

37     Approved as to form:

1  
2  
3

Village Attorney

A handwritten signature in black ink, consisting of stylized, overlapping loops and strokes, positioned above a horizontal line.